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7 * *appearing pro hac vice*

8 Attorneys for Plaintiff,
9 WASHINGTON MUTUAL BANK

10
11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA

13 WASHINGTON MUTUAL BANK, a
14 federal savings bank, as successor at law to
15 Long Beach Mortgage Company, a federal
16 savings bank,

17 Plaintiff,

18 v.

19 FIDELITY CAPITAL FUNDING, INC., a
20 California corporation,

21 Defendant.

CASE NO. CV08-1407

JUDGE: Edward M. Chen

JOINT STIPULATION OF DISMISSAL
WITH PREJUDICE, SUBMITTED BY
PLAINTIFF WASHINGTON MUTUAL
BANK ; ORDER

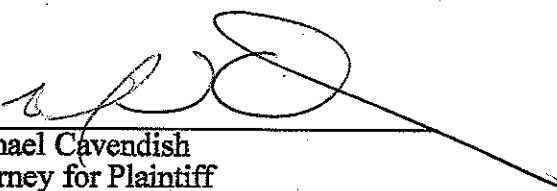
22 JOINT STIPULATION OF DISMISSAL WITH PREJUDICE


23 PLAINTIFF, WASHINGTON MUTUAL BANK, ("Washington Mutual"), and
24 DEFENDANT FIDELITY CAPITAL FUNDING, INC. ("Fidelity") hereby jointly stipulate to
25 the voluntary dismissal, with prejudice, of this action, pursuant to Fed. R. Civ. P.
26 41(a)(1)(A)(ii).

27 Respectfully submitted,
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2 **Gunster, Yoakley & Stewart P.A.**

Lewis Brisbois Bisgaard & Smith LLP

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5 By: 
6 **Michael Cavendish**
Attorney for Plaintiff

By: 
Roger S. Raphael
Attorneys for Defendant

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8 **IT IS SO ORDERED:**

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10
11 **Edward M. Chen**
12 **U.S. Magistrate Judge**

